

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

EDGAR JUAREZ GONZALEZ, DIONICIO
EVARISTO, and NATALIO MALDONADO

Plaintiff(s)

v.

EMPIRE CORNER OF 8 INC. d/b/a EMPIRE
CORNER, JOHN DOE CORPORATION d/b/a "U"
LIKE GARDEN, XIN LI, YAN XU, CHEN SHOU
GUAN, XIANG ZHEN XU

Defendant(s)

12 CIV 6167
Civil Action No.

JUDGE GRIESA

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

SEE ATTACHED

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Debevoise & Plimpton LLP,
c/o Jyotin Hamid, Esq.
919 Third Ave.
New York, NY 10022

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK

CLERK OF COURT

AUG 10 2012

Date: _____

Signature of Clerk or Deputy Clerk

Names and Addresses of Defendants

Empire Corner of 8 Inc. d/b/a/ Empire Corner
935 Amsterdam Avenue,
New York, New York 10025

Xin Li
Empire Corner
935 Amsterdam Avenue,
New York, New York 10025

Xiang Zhen Xu
Empire Corner
935 Amsterdam Avenue,
New York, New York 10025

John Doe Corporation d/b/a "U" Like Garden
917 Columbus Avenue
New York, NY 10025

Yan Xu
"U" Like Garden
917 Columbus Avenue
New York, NY 10025

Chen Shou Guan
China Place
3141 Broadway
New York, NY 10027

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORKEDGAR JUAREZ GONZALEZ, DIONICIO EVARISTO, AND
NATALIO MALDONADOPlaintiff(s)
~~Petitioner(s)~~INDEX #:
12 CIV 6167
DATE FILED:
08/10/2012

- against -

EMPIRE CORNER OF 8 INC. D/B/A EMPIRE CORNER,
JOHN DOE CORPORATION D/B/A "U" LIKE GARDEN,
XIN LI, YAN XU, CHEN SHOU GUAN, XIANG ZHEN XUDefendant(s)
~~Respondent(s)~~JUDGE:
GRIESA


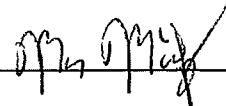
STATE OF NEW YORK: COUNTY OF NASSAU: ss:

TONY CONIGLIARO, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE
AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORKThat on 08/14/2012, 02:15PM at 935 AMSTERDAM AVENUE, NEW YORK NY 10025, deponent served the within
SUMMONS IN A CIVIL ACTION, COMPLAINT, NOTICE, CONSENT, AND REFERENCE OF A CIVIL ACTION TO A MAGISTRATE JUDGE
FORM, COPY OF INDIVIDUAL PRACTICES OF JUDGE THOMAS P. GRIESA DATED 7/15/98 & COPY OF US DISTRICT COURT
ELECTRONIC CASE FILING RULES & INSTRUCTIONS APRIL 4, 2011 EDITION
on XIANG ZHEN XU, a defendant in the above action.By delivering a true copy thereof to and leaving with XIN LI/CO-WORKER, a person of suitable age and discretion at the above address, the
said premises being the defendant's place of business within the State of NEW YORK.XIANG ZHEN XU WAS SERVED AT THE ABOVE ADDRESS, WHICH IS THE LOCATION OF XIANG ZHEN XU'S EMPLOYER, EMPIRE
CORNER.Deponent completed service by depositing a copy of the above described papers in a post paid, properly addressed envelope in an official
depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 08/17/2012 addressed to
defendant XIANG ZHEN XU at 935 AMSTERDAM AVENUE, NY NY 10025, C/O EMPIRE CORNER with the envelope bearing the legend
PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an
action against the defendant.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Sex M Approximate age 39 Approximate height 5'06" Approximate weight 150 Color of skin WHITE Color of hair BLACK Other
ORIENTAL & ACCENTXIN LI told the deponent that XIANG ZHEN XU was not presently in the military service of the United States Government or on active duty in
the military service in the State of NEW YORK or a dependent of anybody in the military.DEBEVOISE & PLIMPTON
LLP

919 THIRD AVENUE

NEW YORK, NY 10022
(212)909-6000

 TONY CONIGLIARO License # 1220476
Sworn to before me on 08/17/2012
MAUREEN MCCAFFREY NO.01MC5018583
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES OCTOBER 4, 2013APPLE ATTORNEY SERVICE, PO BOX 470, MINEOLA NY 11501
Phone: 516-742-0077 * Fax: 516-742-4726




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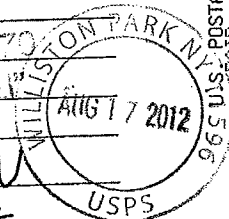
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From:

P.O. BOX 470
WILLISTON PARK, NY 11596-0470
PERSONAL & COMMERCIAL

To:

XIANG ZHEN XU
C/O EMPIRE CORNER
935 AMSTERDAM AVENUE
NEW YORK, NY 10025



965 US POSTAGE
PAID
WILLISTON PARK, NY
AUG 17 2012
AMOUNT

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